IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRTIETH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 1513 of 1995

Between:

A.Radha Rani, D/o. A.P.Reddappa Reddy,
Abbavarampalli, Talapala Post,
Pileru Mandal, Chittoor District.

.... PETITIONER

AND

1. Government of Andhra Pradesh,

Rep.by it's Secretary, Education Department,
Secretariat, Hyderabad.

2. District Development Officer,

Zilla Praja Parishad, Chittoor,

Chittoor District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus or any other appropriate order, writ or direction of the like nature directing the Respondents to appoint the petitioner forthwith as a Teacher in the available vacancies based on her earlier eligibility as per G.O.Ms.No.716, P.R. (Samithi) Department, dt.13.11.1981.

Counsel for the Petitioner: MR.B.NAGESHWAR RAO

Counsel for the Respondents: GOVERNMENT PLEADER FOR PANCHAYAT RAJ & RURAL DEVELOPMENT.

The Court made the following :

ORDER:

The petitioner seeks appointment as a Teacher in the available vacancies in accordance with G.O.Ms.No.716, Panchayat Raj (Samithi-I) Department, dated 13-11-1981.

2. In Para 8 of the affidavit, filed in support of the writ petition, it is stated that certain G.Os., were issued by the Government in exercise of its power under Article 309 of the Constitution of India and the petitioner is seeking appointment in a local body controlled by the Government.

3. Further, it appears that similar grievances have been adjudicated by A.P. Administrative Tribunal as could be seen from Para 13 of the Affidavit, filed in support of the writ petition. Hence, this case is squarely covered by the decision of the Supreme Court in **L.CHANDRA KUMAR Vs. UNION OF INDIA,**[1] and is liable to be dismissed.

4. In the result, the writ petition is dismissed, as not maintainable, with liberty to the petitioner to approach the A.P. Administrative Tribunal, if so chosen. No order as to costs.

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30-07-2004

LSK/KRK

To

1. The Secretary,

Government of Andhra Pradesh,

Education Department,
Secretariat, Hyderabad.

2. The District Development Officer,

Zilla Praja Parishad, Chittoor,

Chittoor District.

3. Two C.Cs. to the Government Pleader for Panchayat Raj and

Rural Development.

4. Two C.D. copies